

**Supreme Court of the United States
Office of the Clerk
Washington, DC 20543-0001**

Scott S. Harris
Clerk of the Court
(202) 479-3011

July 24, 2023

Clerk
United States Court of Appeals
for the Fourth Circuit
Lewis F. Powell Jr. Courthouse and
Annex
1100 E. Main Street, Suite 501
Richmond, VA 23219-3517

**Re: Kerr, Dir., SC Dept. of Health
v. Planned Parenthood, et al.
No. 21-1431 (Your docket No. 21-1043)**

Dear Clerk:

Attached please find a certified copy of the judgment of this Court in the above-entitled case.

Sincerely,

SCOTT S. HARRIS, Clerk

By



M. Altner
Judgments/Mandates Clerk

Enc.

cc: All counsel of record

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Mr. John J. Bursch, Esq.
Bursch Law PLLC
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Caledonia, MI 49316

Ms. Nicole A. Saharsky, Esq.
Mayer Brown LLP
1999 K Street, NW
Washington, DC 20006

**Re: Kerr, Dir., SC Dept. of Health
v. Planned Parenthood, et al.
No. 21-1431**

Dear Counsel:

Today, a certified copy of the judgment of this Court in the above-entitled case was emailed to the Clerk of the United States Court of Appeals for the Fourth Circuit.

The petitioner is given recovery of costs in this Court as follows:

Clerk's costs: \$300.00

This amount may be recovered from the respondents.

Sincerely,

SCOTT S. HARRIS, Clerk

By



M. Altner
Judgments/Mandates Clerk

cc: Clerk, 4th Cir.
(Your docket No. 21-1043)

Supreme Court of the United States

No. 21-1431

**ROBERT M. KERR, DIRECTOR, SOUTH CAROLINA
DEPARTMENT OF HEALTH AND HUMAN SERVICES,**

Petitioner

v.

PLANNED PARENTHOOD SOUTH ATLANTIC, ET AL.

ON PETITION FOR WRIT OF CERTIORARI to the United States Court
of Appeals for the Fourth Circuit.

THIS CAUSE having been submitted on the petition for writ of certiorari
and the response thereto.

ON CONSIDERATION WHEREOF, it is ordered and adjudged by this
Court that the petition for writ of certiorari is granted. The judgment of the above court in
this cause is vacated with costs, and the case is remanded to the United States Court of
Appeals for the Fourth Circuit for further consideration in light of *Health and Hospital
Corporation of Marion Cty. v. Talevski*, 599 U. S. ____ (2023).

IT IS FURTHER ORDERED that the petitioner, Robert M. Kerr, Director,
South Carolina Department of Health and Human Services, recover from Planned
Parenthood South Atlantic, et al., Three Hundred Dollars (\$300.00) for costs herein
expended.

June 20, 2023

